## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

MARK PINELLA, Plaintiff	) JUDGMENT
	No. 5:10-CV-83-H
V.	) )
CITY OF FAYETTEVILLE, NC; CHRISTOPHER L. CODY;	)
NORTH CAROLINA	)
DEPARTMENT OF REVENUE and J. C. RAINES,	) )
Defendants	)
Decision by Court. This case came before the Honorable Malcolm J. Howard, Senior United States District Judge for consideration of the magistrate judges memorandum and recommendation.	
IT IS ORDERED, ADJUDGED AND DECREED plaintiff's complaint is hereby dismissed.	
This Judgment Filed and Entered on May 28, 2010, with service on:	
Mark Pinella (via US Mail), Cumberland County Detention Center, 204 Gillespie Street, Fayetteville, NC 28301 James C. Thornton (via cm/ecf electronic notification)	
Date: May 28, 2010	
	DENNIS P. IAVARONE, CLERK
	/s/ Delsia Heath (By): Delsia Heath, Deputy Clerk